

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MASSACHUSETTS DEVELOPMENT)
FINANCE AGENCY)
Plaintiff)
)
v.)
)
ADP MARSHALL, INC., a FLUOR)
DANIEL COMPANY, and FIREMAN'S)
FUND INSURANCE COMPANY,)
Defendants) CIVIL ACTION
) NO. 04 CV 10203 PBS
*****)
ADP MARSHALL, INC.,)
Plaintiff-in-Counterclaim)
)
vs.)
)
MASSACHUSETTS DEVELOPMENT)
FINANCE AGENCY,)
Defendant-in-Counterclaim)
*****)
)
ADP MARSHALL, INC.,)
Third-Party Plaintiff)
)
)
ALLIED CONSULTING ENGINEERING)
SERVICES, INC., ANDOVER CONTROLS)
CORPORATION, R & R WINDOW)
CONTRACTORS, INC., and DELTA)
KEYSPAN, INC. n/k/a DELTA)
KEYSPAN, LLC.)
Third-Party Defendants)
*****)

AFFIDAVIT OF STEVEN L. GREENSPAN

I, Steven L. Greenspan, do hereby depose and state the following:

1. I am the in-house senior counsel to Delta Keyspan, LLC previously known as Delta Keyspan, Inc.

2. I have conferred with litigation counsel for Delta Keyspan, LLC regarding the establishment of a budget for this litigation and other alternative courses which may be necessary to resolve this matter.
3. I have reviewed the possible use of Alternative Dispute Resolution with counsel and we agree to defer a decision until the conclusion of discovery and mediation.

SIGNED UNDER THE PENALTIES OF PERJURY.

DATE: 7/7/04



STEVEN L. GREENSPAN
Senior Counsel
Delta Keyspan, LLC
Formerly known as
Delta Keyspan, Inc.